

**UTILITY DECLARATION APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled MODIFIED ALPHA-MSH PEPTIDES AND DERIVATIVES THEREOF, the specification of which is attached hereto.


I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56.

I hereby claim the benefit under Title 35, United States Code § 119(e) of the following United States application listed below.

Application Number	Filing Date
60/426,929	November 14, 2002

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, United States Code, § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

201	<b>FULL NAME OF INVENTOR</b>	FIRST Name James	MIDDLE Initial M.	LAST Name Lipton	
	<b>RESIDENCE &amp; CITIZENSHIP</b>	City Woodland Hills	State or Foreign Country CA		Country of Citizenship U.S.A.
	<b>POST OFFICE ADDRESS</b>	5800 Owensmouth Ave., #10	City Woodland Hills	State or Country CA	Zip Code 91367
<b>INVENTOR'S SIGNATURE</b>				<b>DATE</b> 11/13/03	

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF: JAMES M. LIPTON  
APPLICATION NO.: NOT YET ASSIGNED  
FILED: NOVEMBER 14, 2003  
FOR: **MODIFIED ALPHA-MSH PEPTIDES AND  
DERIVATIVES THEREOF**

EXAMINER:  
ART UNIT:  
CONF. NO:

**Power of Attorney by Assignee and Certification**  
**Under 37 C.F.R. § 3.73(b)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

I, the undersigned, acting on behalf of the Assignee of the entire right, title and interest in the above-identified patent application, by virtue of an Assignment filed concurrently herewith, appoint the attorneys and agents listed below to prosecute this application and transact all business with the U.S. Patent and Trademark Office in connection therewith. This appointment is to the exclusion of the inventor(s) and their attorney(s) and agent(s) in accordance with the provisions of 37 C.F.R. § 3.71.

All prior powers of attorney for this application are hereby revoked. The Assignee hereby appoints

STEPHEN E. ARNETT, Registration No. 47,392  
RODGER K. CARREYN, Registration No. 50,774  
CARLOS CANDELORO, Registration No. 52,691  
MAY Y. CHAN, Registration No. 51,053  
BRIAN R. COLEMAN, Registration No. 39,145  
CHRISTOPHER DALEY-WATSON, Registration No. 34,807  
PETER J. DEHLINGER, Registration No. 28,006  
DAVID BOGART DORT, Registration No. 50,213  
DAVID T. DUTCHER, Registration No. 51,638

LEEANN GORTHEY, Registration No. 37,337  
JOSEPH HAMILTON, Registration No. 51,770  
PAUL L. HICKMAN, Registration No. 28,516  
EDWARD S. HOTCHKISS, Registration No. 33,904  
STEVEN KELLEY, Registration No. 43,449  
JONATHAN P. KUDLA, Registration No. 47,724  
STEVEN D. LAWRENZ, Registration No. 37,376  
JACQUELINE F. MAHONEY, Registration No. 48,390  
SHAILESH MEHRA, Registration No. 44,934  
JUDY M. MOHR, Registration No. 38,563  
CHUN M. NG, Registration No. 36,878  
KENNETH H. OHRINER, Registration No. 31,646  
PAUL T. PARKER, Registration No. 38,264  
MAURICE J. PIRIO, Registration No. 33,273  
AARON J. POLEDNA, Registration No. 54,675  
TIM R. SEELEY, Registration No. 53,575  
LAUREN SLIGER, Registration No. 51,086  
CARINA M. TAN, Registration No. 45,769  
LARRY W. THROWER, Registration No. 47,994  
GLENN E. VON TERSCH, Registration No. 41,364  
JOHN M. WECHKIN, Registration No. 42,216  
JAMES A.D. WHITE, Registration No. 43,985  
MICHAEL J. WISE, Registration No. 34,047  
ROBERT G. WOOLSTON, Registration No. 37,263  
JAMES J. ZHU, Registration No. 52,396  
all affiliated with Perkins Coie LLP.

Direct all telephone calls to Michael J. Wise at (310) 788-3210. Address all correspondence to:

Customer No. 34055  
Perkins Coie LLP  
Patent – LA  
P.O. Box 1208  
Seattle, WA 98111-1208  
Phone: (310) 788-9900  
Fax: (310) 788-3399

In accordance with 37 C.F.R. § 3.73(b), I hereby certify that I am empowered to act on behalf of the Assignee. To the best of my knowledge and belief, title is in the Assignee, as evidenced by the Assignment noted above.

I further declare that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Title 18, USC § 1001 and that such willful false statements may jeopardize the validity of this application or any patent resulting therefrom.

ASSIGNEE: Zengen, Inc.

Signature: James M. Lipton

Printed Name: JAMES M LIPTON

Title: CSO

Date: 11/13/03

Address: 6429 Independence Ave., Woodland Hills, CA 91367